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**IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
FIFTH APPELLATE DISTRICT**

In re M.S., a Person Coming Under the Juvenile
Court Law.

THE PEOPLE,

Plaintiff and Respondent,

v.

M.S.,

Defendant and Appellant.

F077579

(Super. Ct. No. JJD071260)

OPINION

THE COURT*

APPEAL from an order of the Superior Court of Tulare County. Juliet Boccone,
Judge.

Stephanie L. Gunther, under appointment by the Court of Appeal, for Defendant
and Appellant.

Office of the State Attorney General, Sacramento, California, for Plaintiff and
Respondent.

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* Before Levy, Acting P.J., Peña, J. and Meehan, J.

The court adjudged appellant M.S. a ward of the court (Welf. & Inst. Code, § 602) after it sustained allegations charging appellant with robbery (Pen. Code, § 211), misdemeanor battery (Pen. Code, § 242), and misdemeanor resisting arrest (Pen. Code, § 148, subd. (a)(1)). Following independent review of the record pursuant to *People v. Wende* (1979) 25 Cal.3d 436, we affirm.

FACTUAL AND PROCEDURAL BACKGROUND

On February 4, 2018, at approximately 11:15 a.m., sixteen-year-old M.D. was on his hoverboard, returning home from the store when appellant and another juvenile began punching and kicking him. Dinuba Police Officer Juan Garcia was on patrol and saw appellant and the other juvenile assaulting M.D. As he accelerated toward their location, appellant and his cohort looked in his direction, fled on foot, and jumped over a fence. Garcia drove through an alley and saw appellant and the other juvenile walking. The officer accelerated and appellant and the other juvenile began running and again jumped over a fence. Garcia entered the yard into which appellant fled, found him lying on the ground along the fence, and detained him without further incident.

Dinuba Police Officer Calixto Arias transported M.D. for an infield show-up from the location of the assault to where appellant was being detained. M.D. identified appellant as one of the juveniles who punched him and tried to take his hoverboard.

During an interview with Officer Garcia, M.D. stated he was heading home on his hoverboard when he was approached by two juveniles who pushed him and began punching him until he fell to the ground. Appellant's cohort then picked up the board and ran five to 10 feet before he saw Garcia approaching and dropped it.

On May 8, 2018, following a jurisdictional hearing, the court sustained the petition's allegations.

On May 22, 2018, the court placed appellant on probation on certain terms and conditions.

Appellant's appellate counsel has filed a brief that summarizes the facts, with citations to the record, raises no issues, and asks this court to independently review the record. (*People v. Wende, supra*, 25 Cal.3d 436.) Appellant, has not responded to this court's invitation to submit additional briefing.

Following an independent review of the record, we find that no reasonably arguable factual or legal issues exist.

DISPOSITION

The order is affirmed.